

**Amendment to the Appeal Brief**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: October 1, 2008

Electronic Signature for Christine M. Holmes: /Christine M. Holmes/

Docket No.: 1323\_001RCE  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
W. P. Dowst et al.

Application No.: 10/603,947

Confirmation No.: 3129

Filed: June 25, 2003

Art Unit: 3749

For: HEATING VESSEL

Examiner: C. D. Price

**AMENDMENT TO THE APPEAL BRIEF**

MS Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In a "Notification of Non-Compliant Appeal Brief" mailed September 22, 2008, it was indicated that "The brief does not contain a statement of the status of all claims, (e.g. rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii))". It was also indicated that "All the claims in the Status of Claims section of brief have not been identified".

In a conversation with Ms. Cassandra Paris, Patent Appeals Specialist, she indicated that it is necessary to indicate the cancellation of claims 1-105. Accordingly, it is requested that the subject Appeal Brief be amended in Section III, Status of Claims to indicate that "Claims 1-105 have been canceled".

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0289, under Order No. 1323\_001RCE from which the undersigned is authorized to draw.

Dated: October 1, 2008

Respectfully submitted,

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